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U.S. Department of Justice

USDC SDNY

<u>United States Attorney</u> Southern District of New York

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DATE FILED: SEP 0 6 2017

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## BY ECF

The Honorable Alison J. Nathan United States District Judge Southern District of New York 40 Foley Square New York, NY 10007 The schedule is approved. The Court hereby schedules a final pre-trial conference for October 26, 2017, at 3:00 p.m. SO ORDERED.

HOM. ALYSON J. NATHAN UNITED STATES DISTRICT JUDGE

Re:

United States v. Donque Tyrell, et al., S2 15 Cr. 95 (AJN), S6 16 Cr. 95 (AJN)

SO ORDERED

9/5/17

Dear Judge Nathan:

The Government writes jointly on behalf of the parties in the upcoming November 6, 2017 trial to propose the following schedule for motions and disclosures:

## • October 9, 2017:

- o Motions in limine, voir dire, and requests to charge due;
- o Government provides notice of evidence it seeks to admit under Rule 404(b) of the Federal Rules of Evidence;
- o Government submits revised letter listing racketeering acts it may prove at trial.

#### • October 23, 2017:

- o Response to motions in limine due;
- Parties to give expert notice.

## • October 27, 2017:

Government turns over 18 U.S.C. § 3500 and Giglio material.<sup>1</sup>

## • November 3, 2017:

o Exhibits due.

Defense counsel for Donque Tyrell, Dominick Sherland, and Carletto Allen, the remaining defendants, have consented to the proposed sechedule. The Government respectfully

<sup>&</sup>lt;sup>1</sup> To the extent that there are safety concerns for any particular witness, the Government reserves the right to withhold that witness's § 3500 material until closer to his or her testimony.

requests that the Court endorse the parties' joint schedule, and set a date for the final pretrial conference.

Respectfully submitted,

JOON H. KIM Acting United States Attorney

By: \_\_/s/ Jessica Feinstein Rachel Maimin Hagan Scotten Drew Johnson-Skinner Assistant United States Attorneys (212) 637-2460

Cc: Larry Sheehan, Esq. (Counsel for Donque Tyrell)
Ed Sapone, Esq. (Counsel for Dominick Sherland)
Todd Allen Bussert, Esq. (Counsel for Dominick Sherland)
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